

PROCEEDINGS OF THE GREEN COUNTY BOARD OF SUPERVISORS

April 21, 2009

Arthur Carter, Chair, called the meeting to order.

The Clerk read the roll with 27 present and 4 absent being Hodgson, Stettler, Wickline and Lueschow.

The Board recited the Pledge of Allegiance.

Motion by Dalton, seconded by Wolter to approve the minutes of the March 10, 2009 meeting. Motion carried by a unanimous voice vote.

RESOLUTION 4-1-09

Resolution Transferring Funds from the General Fund to Various Accounts

WHEREAS, certain 2008 operating funds were insufficient to cover all incurred costs; and

WHEREAS, the Finance and Accounting Committee has reviewed the various reported departmental overdrawn accounts; and

WHEREAS, expenditures in excess of amounts budgeted must have full County Board approval.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the Board approve an amount of \$707,875.84 to be transferred from the County Undesignated General Fund to the following accounts:

Account Name	Amount
County Board	\$ 4,856.51
Clerk of Court	\$ 17,003.23
Expert Witness	\$ 4,548.74
Indigent Counseling	\$ 34,851.19
Administrative Coordinator	\$ 43.73
Copy Machine	\$ 391.51
Independent Auditing	\$ 1,019.00
Register of Deeds	\$ 22,150.04
Section Corners	\$ 383.28
Gov't Services Bldg - Maintenance	\$ 32,314.64
Labor Negotiations	\$ 5,485.81
Tri-County Trails	\$ 56.93
Economic Development	\$ 109.74
Interest	\$ 222,857.09
Taxes	\$ 28,717.33
Revenue Adjustments	\$ 16,001.23
Pleasant View Nursing Home	\$ 216,991.77
Human Services	\$ 100,094.07
GRAND TOTAL	\$ 707,875.84

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Harvey Mandel, Chair

Sue Disch, Vice-Chair

Arthur Carter

Al Benzschawel

Dennis Everson

Motion by Mandel, seconded by Disch to adopt Resolution 4-1-09. Motion carried by a unanimous voice vote.

RESOLUTION 4-2-09

Resolution Transferring Funds to General Fund from Various Accounts

WHEREAS, the Finance and Accounting Committee has reviewed various proposed lapsing and non-lapsing accounts for 2008 operations; and

WHEREAS, certain departments have had a higher level of funding than was required due to either additional unanticipated revenues or a lower level of spending required in department operations.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the Board approve the following departmental dollar amounts as returned to the County Undesignated General Fund:

Account Name	Amount
Juries	\$ 3,459.18
Circuit Court	\$ 7,057.56
Juvenile Intake	\$ 12,158.28
Law Library	\$ 1,054.04
Family Court Commissioner	\$ 6,604.36
Coroner	\$ 19,236.58
District Attorney	\$ 18,736.38
Corporation Counsel	\$ 26,308.99
County Clerk	\$ 4,092.71
Tax Deed Expense	\$ 11,735.57
Treasurer	\$ 2,769.19
Finance	\$ 7,531.27
Child Support	\$ 56,621.53
Property	\$ 20,371.43
Workman's Comp	\$ 3,838.13
Sheriff	\$ 99,530.45
Public Safety Computer Upgrade	\$ 142,352.37
Emergency Services	\$ 17,201.81
Veteran's Services	\$ 2,898.09
Health Department	\$ 53,250.66
County Waste Disposal	\$ 33.06
Parks	\$ 3,428.86
UW Extension	\$ 16,061.38
Land Conservation	\$ 3,403.35
Regional Planning	\$ 574.81
Zoning	\$ 14,328.04
GF - Highway	\$ 51,095.86
Miscellaneous General Expense	\$ 10,604.66
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	\$ 616,338.60
Human Services (Interest)	\$ 33,137.00
Debt Service	\$ 1,021.34
Debt Service (Interest)	\$ 11,059.00
Self Insurance	\$ 384,123.94
GRAND TOTAL	<hr/>
	\$ 1,045,679.88

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Harvey Mandel, Chair
 Arthur Carter
 Dennis Everson

Sue Disch, Vice-Chair
 Al Benzschawel

Motion by Mandel, seconded by Disch to adopt Resolution 4-2-09. Motion carried by a unanimous voice vote.

RESOLUTION 4-3-09

Resolution Non-Lapsing Funds

WHEREAS, various departments have requested that specific funds be non-lapsed and transferred into the 2009 accounts from 2008 departmental budgets; and

WHEREAS, such transfers require County Board approval.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the following accounts be designated as non-lapsing funds in the amounts specified:

Account Name	Amount
Family Court Commissioner	\$ 1,650.00
Data Processing	\$ 1,986.00
Rail Commission	\$ 166,087.56
Land Records Modernization	\$ 37,539.27
Land Records - Internet	\$ 57,935.67
Property	\$ 12,000.00
Space Needs	\$ 559,717.09
Public Safety Computer Upgrade	\$ 45,900.00
Justice Center - Emergency Operations Center	\$ 12,000.00
Library Board	\$ 20.93
Parks - Fish & Game	\$ 1,579.00
UW Extension - Tractor Safety	\$ 746.04
Pesticide Applicator Training	\$ 4,447.49
Land Cons - Trout Unlimited	\$ 15,324.27
Land Cons - Special Projects	\$ 40,000.00
Community Development Grants	\$ 52,132.78
Tourism	\$ 3,794.81
General Fund - Highway	
Fixed Asset Purchases	\$ 137,669.94
CTHS Construction	\$ 70,648.93
CTHS Improvement Projects	\$ 34,896.66
Cost Sharing / County Bridges	<u>\$ 106,326.07</u>
Total GF Highway	\$ 349,541.60
Sheriff's Department	
K-9 Unit	\$ 79.82
DARE	\$ 8,049.45
Jail Improvement	<u>\$ 82,077.95</u>
Total Sheriff	\$ 90,207.22
Health Department	
Tobacco Control	\$ 2,200.00
Breast Pump Program	\$ 548.70
Bio-Terrorism	<u>\$ 49,746.00</u>

Total Health		\$	52,494.70
Sales Tax Fund			
Designated for 2009 Operations	\$	1,000,000.00	
Designated for Debt Service	\$	1,120,000.00	
Undesignated	\$	<u>63,206.13</u>	
Total Sales Tax Fund		\$	2,183,206.13
Undesignated General Fund		\$	887,659.16
TOTAL OPERATING GENERAL FUND		\$	<u><u>4,575,969.72</u></u>
Revolving Loan Fund		\$	1,268,813.32
Capital Project Fund		\$	8,637,487.34
Highway - Machinery Earnings		\$	311,898.76
Human Services			
Intoxicated Driver	\$	34,803.01	
COP Assessments & Case Plans	\$	49,554.80	
Elderly Benefit Bequest	\$	460,311.80	
Information & Assistance	\$	44,477.23	
CYF Special Funding	\$	5,967.16	
Children's Advocacy Center	\$	11,857.67	
Aging - Transportation	\$	37,573.95	
Nutrition - Congregate Meals	\$	8,106.50	
Hand In Hand Day Care	\$	<u>13,033.09</u>	
Total Human Services		\$	665,685.21
Landfill			
Closure	\$	94,444.66	
Tire Chipping	\$	<u>38,424.84</u>	
Total Landfill		\$	132,869.50
GRAND TOTAL		\$	<u><u>15,592,723.85</u></u>

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Harvey Mandel, Chair

Sue Disch, Vice-Chair

Arthur Carter

Al Benzschawel

Dennis Everson

Motion by Disch, seconded by Mandel to adopt Resolution 4-3-09. Motion carried by a unanimous voice vote.

RESOLUTION 4-4-09

Resolution Designating County Investment Depositories

WHEREAS, Green County Code section 1-11-4 provides that the Finance and Accounting Committee of the Green County Board shall consider investment of funds not needed for current use by Green County and the County Treasurer in any manner permitted pursuant to Wisconsin State Statutes 66.0603(1m), where investments and deposits may be made to the reasonable advantage of Green County and its taxpayers; and

WHEREAS, pursuant to County code section 1-11-3:B(1), Green County has elected to participate in the State of Wisconsin's Local Government Pooled Investment Fund; and

WHEREAS, County Code section 1-6-10 authorizes the Treasurer to invest county funds, provided that he or she consult with the Finance and Accounting Committee on a regular basis regarding investment policy and procedure.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Finance and Accounting Committee authorizing the Treasurer to invest surplus county funds for the year 2009 at the following depositories:

Local Government Investment Pool Fund
Amcore Bank, NA
Wisconsin Community Bank
First Banking Center
Woodford State Bank
Anchorbank
Bank of New Glarus
Sugar River Bank
Associated Bank
Citizens Bank
Bank of Brodhead
Union Bank and Trust
Bank of Monticello
PFM Asset Management LLC

; and

BE IT FURTHER RESOLVED, that the Treasurer shall provide monthly reports of the yields offered by the above designated depositories to the Finance and Accounting Committee.

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Harvey Mandel, Chair

Sue Disch, Vice-Chair

Arthur Carter

Al Benzschawel

Dennis Everson

Motion by Mandel, seconded by T. Davis to adopt Resolution 4-4-09. Motion carried by a unanimous voice vote.

RESOLUTION 4-5-09

Resolution Opposing The Governor's Proposed Changes to Insurance Laws and 2009 Senate Bill 20

WHEREAS, Governor Jim Doyle's 2009 Executive Budget Bill (2009 Assembly Bill 75) contains several anti-tort reform proposals including, but not limited to:

- Changing comparative negligence laws to force a defendant to pay one hundred percent of the damages when they have as little as one percent of liability;
- Forcing individuals, companies and local governments to pay for higher levels of insurance by increasing mandatory minimum auto insurance liability insurance limits;
- Changing the definition of an "underinsured motorist" in a way that increases insurance claims;
- Requiring insurance companies to cover "uninsured motorist" insurance claims when no contact was made between the insured's car and another car, thereby increasing the risk of fraudulent claims;
- Allowing "stacking" of coverage for "underinsured motorists" such that the coverage limits for an accident are not limited to the policy relating to the particular vehicle involved in the accident;
- Forcing excess or umbrella insurers to offer to cover certain claims when the coverage was not requested by the insured; and

WHEREAS, the aforementioned anti-tort reform proposals would significantly increase the cost of providing insurance in Wisconsin; and

WHEREAS, Green County currently procures its liability insurance through Wisconsin County Mutual Insurance Corporation (WCMIC); and

WHEREAS, WCMIC is a county owned and operated mutual insurance company created for the purpose of providing long-term stability in insurance coverage and insurance costs for counties; and

WHEREAS, as a mutual insurance company, WCMIC's increased cost of providing insurance resulting from the anti-tort reform proposals would be borne by counties and their taxpayers directly in the form of increased insurance premiums; and

WHEREAS, 2009 Senate Bill 20 is currently pending before the Senate Labor, Election and Urban Affairs Committee; and

WHEREAS, Senate Bill 20 would have a dramatic financial impact on counties by changing employment discrimination laws as follows:

- Allowing claimants to collect unlimited punitive damages against counties contrary to current state and federal law;
- Forcing counties to pay a punitive 10% surcharge to the court system in addition to unlimited damages;
- Forcing counties to litigate issues of compensatory and punitive damages years after the initial discrimination complaint was filed;
- Creating an irrational and inefficient complaint process where both parties have an incentive to litigate claims to the fullest extent possible; and

WHEREAS, Green County faces significant budgetary challenges related to the provision of critical state and county services at a time when state and federal financial support for such services is decreasing and the burden placed on Green County taxpayers is growing; and

WHEREAS, adding new costs for counties and forcing counties to increase their tax levies during our current economic downturn would be devastating to property taxpayers who can ill afford increased taxes or increased insurance costs.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Finance and Accounting Committee opposing the Governor's proposed changes to insurance laws included in his 2009 Executive Budget and the proposed changes to employment discrimination laws in 2009 Senate Bill 20 and strongly encourages its senators and representatives in the Wisconsin State Legislature to reject the Governor's proposals and Senate Bill 20.

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Harvey Mandel, Chair

Sue Disch, Vice-Chair

Arthur Carter

Al Benzschawel

Dennis Everson

Motion by Disch, seconded by Mandel to adopt Resolution 4-5-09. Motion carried by a majority voice vote with one no being Cousin.

ORDINANCE 09-0401

Re-creation of Floodplain Zoning Ordinance

WHEREAS, the Green County Land Use and Zoning Committee is charged with the study and development of zoning and land use programs for Green County; and

WHEREAS, the State of Wisconsin has updated their regulations for floodplain zoning and, therefore, the Green County Code is in need of updating; and

WHEREAS, at the request of the Zoning Administrator, the Green County Land Use and Zoning Committee has reviewed the Green County Floodplain Ordinance; and

WHEREAS, the Green County Land Use and Zoning Committee has determined that the Green County Code is in need of updating in order to comply with the State's updated regulations.

NOW, THEREFORE, BE IT ORDAINED by the Green County Board of Supervisors, in legal session assembled, that Title 4, Chapter 8 of the Green County Code be repealed and re-created as shown on the attachment to this Ordinance.

[Ordinance published separately in pamphlet form]

SIGNED: LAND USE AND ZONING COMMITTEE

Harvey Mandel

Cathy Cryor-Burgweger

Al Benzschawel

Sherri Fiduccia

Barb Krattiger

Motion by Cryor Burgweger, seconded by Mandel to adopt Ordinance 09-0301. Motion carried by a unanimous voice vote.

ORDINANCE 09-0403

Creation of Green County Aging and Disability Advisory Committee and Repeal of Long Term Support Planning Committee

WHEREAS, the Green County Human Services Board has the responsibility to develop and make available to the residents of Green County a comprehensive range of human services in an integrated and efficient manner; and

WHEREAS, upon the Green County Human Services Board's recommendation, Green County has entered into the Family Care Program sponsored by the State of Wisconsin; and

WHEREAS, as part of that Program, there no longer is a need for a Long Term Support Planning Committee; and

WHEREAS, there is a need to establish a new committee to work with and make recommendations to the Human Services Board regarding aging and disability matters.

NOW, THEREFORE, BE IT ORDAINED by the Green County Board of Supervisors, in legal session assembled, that Section 1-7-27, Long Term Support Planning Committee, is hereby repealed in its entirety.

BE IT FURTHER ORDAINED by the Green County Board of Supervisors, in legal session assembled, that Section 1-8H, Green County Aging and Disability Advisory Committee is hereby created to read as follows:

CHAPTER 8H GREEN COUNTY AGING AND DISABILITY ADVISORY COMMITTEE

SECTION:

1-8H-1: Purpose

1-8H-2: Membership

1-8H-3: Powers and Duties

1-8H-4: Terms

1-8H-5: Meetings

1-8H-1: PURPOSE

The Aging and Disability Advisory Committee is appointed to provide advice and guidance to the Green County Aging and Disability Resource Services Unit and the Green County Human Services Board in matters relating to those citizens of Green County 60 years or age and over and to those citizens of Green County between the ages of 18 and 59 who are disabled physically, developmentally and/or challenged by mental health or substance abuse disorders.

1-8H-2: MEMBERSHIP

The Green County Board Chair, subject to Board approval, shall appoint 13 members. At least 51% of the members shall be aged 60 years or over. Membership shall further include at least one member representing adults with physical disabilities; one member representing adults challenged by mental health and/or substance abuse disorders; one member representing adults with developmental disabilities or disabled youth transitioning into adult services; and one member representing service providers. Further, the Committee shall include one member representing the Green County Human Services Board and one additional County Board member.

The County Board shall solicit nominations for vacant positions through local newspapers, Aging and Disability Newsletters, and other media advertising means. After the initial appointment, the Aging and Disability Advisory Committee will periodically review nominations and recommend qualified individuals for membership to the County Board Chair.

1-8H-3: POWERS AND DUTIES

- A. Advise the Aging and Disability Resource Services Unit on the development and implementation of the County Aging Plan and ADRC Service Plan.
- B. Provide financial oversight for the Aging and Disability Resource Services Unit.
- C. Ensure that the terms of the Aging and Disability Resource Services Unit/County/Area Agency on Aging contract are fulfilled.
- D. Collect information on the needs of older adults and adults with disabilities and make recommendations to Aging and Disability Resource Center Services staff.
- E. Monitor progress on implementation of the Aging and Disability Resource Center Services Plan, County Aging Plan and other pertinent agreements.
- F. Educate older people and adults with disabilities on issues of importance to them.
- G. Advocate for the rights of older people to the Area Agency on Aging, elected officials of the County, State and Federal governments and to older populations.
- H. Advocate for the rights of adults with disabilities to the Aging and Disability Resource Services Unit, legislators and elected officials of the County, State and Federal governments and to adult populations.
- I. React to and comment on concerns transmitted from the Human Services Board and/or the Aging and Disability Resource Services Unit.

- J. Assure input from consumers, service providers, and local constituents in the general policies, procedures, practices, and goals of the Aging and Disability Resource Services Unit.
- K. Study specific problems facing elders and adults with disabilities and make recommendations to the County Board, the Human Services Board and the Aging and Disability Resource Services Unit.
- L. Review and Advise the Human Services Board and the Aging and Disability Resource Services Unit on budgetary and programmatic issues.
- M. Report to other organizations on information and issues relevant to senior citizens and adults with disabilities.
- N. Serve on committees as needed.
- O. Attend regular Advisory Committee meetings.

1-8H-4: TERMS

Appointed members shall be expected to serve three years. No member shall serve more than two consecutive three-year terms. County Board members appointed to the Committee who are not elected or who do not seek election at the end of their term, but who remain members of the Committee may remain members of the Committee until such time as their successor is appointed by the Green County Board Chair. Appointment of successors shall be done promptly upon notice of a vacancy by the Green County Board Chair.

1-8H-5: MEETINGS

The Aging and Disability Advisory Committee shall meet on a regular monthly basis unless the Committee determines some other schedule.

SIGNED: HUMAN SERVICES BOARD

Mary Alice Hart, Chair	Herb Hanson, Vice-Chair
Joe Cousin	Tim Davis
Mike Furgal	Jerry Guth
Sandy Horn	Gayl Christensen
Anita Huffman	

Motion by Hanson, seconded by Hart to adopt Ordinance 09-0403. Motion carried by a unanimous voice vote.

Motion by Dalton, seconded by Foreback to accept the following appointments: Michael Furgal to the Green County Library Board for a three-year term to expire on April 21, 2012; Carol Hasse and Priscilla Bump to the Green County Library Board for three-year terms to expire on April 21, 2012; Richard Vogel, Ray Francois, and Lloyd Lueschow to the Solid Waste Management Board for three-year terms to expire on April 21, 2012; Ted Fahey, Cal Wasserstrass and Kim Buehl to the Board of Adjustment for three-year terms to expire on July 1, 2012; Mary Hart to serve as the Green County Board representative to the Aging and Disability Resource Center of Southwest Wisconsin - South Governing Board for a two-year term to expire on April 19, 2011; John Waelti to the Revolving Loan Review Committee; and the following representatives to the Aging and Disability Advisory Committee: Mary Hart as County Board Representative for a term to expire April 21, 2010; Herb Hanson as Human Services Board Representative for a term to expire April 21, 2010; Michael Furgal, Joyce Hermanson, Jo Nagel and Sandra Horn as Elderly Representatives for terms to expire April 21, 2012; Kathryn Rufener and Jerry Jansen as Elderly Representatives for terms to expire April 21, 2011; JoLynn Goff as Developmental Disabilities Representative for a term to expire April 21, 2010; Sandy Barrett as Physical Disabilities Representative for a term to expire April 21, 2012; Jackie Splitter as Mental Health/AODA Representative for a term to expire April 21, 2010; Bridget Mouchon as Service Provider Representative for a term to expire April 21, 2011. Motion carried by a unanimous voice vote.

There were no farmland preservation agreements for the board's consideration.

Motion by Disch, seconded by P. Davis to accept the annual report for the County Clerk. Motion carried by a unanimous voice vote.

Motion by Dalton, seconded by Wolter to accept the annual report for the Sheriff's Department. Motion carried by a unanimous voice vote.

Motion by Mandel, seconded by Benzschawel to accept the annual report for the Zoning Department. Motion carried by a unanimous voice vote.

Motion by Furgal, seconded by Everson to accept the annual report for the Register of Deeds. Motion carried by a unanimous voice vote.

Motion by Disch, seconded by Mandel to accept the annual report for the County Treasurer. Motion carried by a unanimous voice vote.

Motion by Dalton, seconded by Olson to accept the annual report for the Land and Water Conservation Department. Motion carried by a unanimous voice vote.

Motion by Iverson, seconded by Cousin to accept the following travel request: Lisa Murphy to attend the National WIC Association's Annual Conference in Nashville, TN on May 24-27, 2009, with expenses being paid by the state if Wisconsin's WIC program. Motion carried by a unanimous voice vote.

Larry Ward, Southwestern Wisconsin Regional Planning Commission gave a presentation on the state of the region.

Motion by Disch, seconded by Kubly to adjourn. Motion carried.

STATE OF WISCONSIN)
)SS

COUNTY OF GREEN)

I, Michael J. Doyle, County Clerk, in and for said County, do hereby certify that the above and foregoing is a true and correct copy of the proceedings of the County Board of Supervisors of Green County, Wisconsin, on their meeting of April 21, 2009, A.D.

Michael J. Doyle
Green County Clerk